



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Richard S. Chomik  
Serial No.: 10/822,436  
For: Container Assembly and Bottom Cap Therefor  
Filed: April 12, 2004  
Examiner: James N. Smalley  
Art Unit: 3727  
Confirmation No.: 1438  
Customer No.: 27,623

Attorney Docket No.: 460.1975USX1

**Mail Stop RCE  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Dear Sir:

**AMENDMENT TRANSMITTAL**

We are enclosing an Amendment in response to the communication dated July 27, 2006 in the above-identified application.

Petition for extension of time pursuant to 37 C.F.R. §§ 1.136 and 1.137 is hereby made if, and to the extent, required. The fee for this extension of time is calculated to be \$\_\_\_\_\_ to extend the time for filing this response until \_\_\_\_\_.

The fee for any change in number of claims has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest Number Previously Paid	Present Extra	Rate	
Total Claims	29	Minus	25	4	x \$50.00	\$200.00
Independent Claims	4	Minus	3	1	x \$200.00	\$200.00
MULTIPLE DEPENDENT CLAIM FEE				x \$360.00 = \$		
TOTAL FEE FOR CLAIM CHANGES				\$400.00		
1/2 FILING FEE FOR SMALL ENTITY				\$N/A		


The total fee for this amendment, including claim changes and any extension of time is calculated to be \$ 400.00 .

X A check in the amount of \$ 1,190.00 is attached.

X The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.

October 27, 2006

Date



Charles N.J. Ruggiero

Attorney for Applicant(s)

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**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP RCE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON October 27, 2006.

Olga Pinsky

NAME



SIGNATURE

10/27/06

DATE

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**AMENDMENT**

Dear Sir:

In response to the Office Action mailed July 27, 2006, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.